

CLERK OF DISTRICT COURT  
NORTHERN DIST. OF TX  
FILEDIN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION

2017 JUL 24 PM 4:17

DEPUTY CLERK

DELMY NOHEMY HERNANDEZ

§

v.

§

2:16-CV-178

§

(Crim. Case No. 2:13-CR-0002 (02))

§

UNITED STATES OF AMERICA

§

**ORDER ADOPTING REPORT AND RECOMMENDATION and  
DENYING MOTION TO VACATE, SET ASIDE OR CORRECT SENTENCE**

Came for consideration the motion to vacate, set aside, or correct sentence by a person in federal custody filed by defendant DELMY NOHEMY HERNANDEZ. On June 12, 2017, the United States Magistrate Judge issued a Report and Recommendation in this cause, recommending therein that the instant motion to vacate be dismissed and the motion to reduce sentence pursuant to 18 U.S.C. § 3582(c) be denied.

Having made an independent examination of the record in this case and having examined the Report and Recommendation of the Magistrate Judge, the undersigned United States District Judge hereby ADOPTS the Report and Recommendation. Accordingly, the Motion Under 28 U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence filed by defendant is, in all things, DISMISSED, and her motion pursuant to § 3582(c) is DENIED.

IT IS SO ORDERED.

ENTERED this 24th day of July 2017.s/ Mary Lou Robinson

MARY LOU ROBINSON

UNITED STATES DISTRICT JUDGE